

Merced County Association of Governments

369 W. 18th Street • Merced, CA 95340 • Phone (209)723-3153 • FAX (209)723-0322

May 13, 2005

Ms. Rachel Falsetti, Chief
Attn: Abijit Bagde
Caltrans Division of Transportation Programming, MS 82
Office of Federal Transportation Management Program
P.O. Box 924874
Sacramento, CA 92474-0001

**Subject: 2004 FEDERAL TRANSPORTATION IMPROVEMENT PROGRAM
MINOR AMENDMENT NO. 5 – CONGESTION MITIGATION
AIR QUALITY (CMAQ) PROGRAM OF PROJECTS**

Abijit,

On April 28, 2005, Merced County Association of Governments (MCAG) Governing Board approved Minor Amendment No. 5 to the 2004 Federal Transportation Improvement Program (FTIP) and modification of the Congestion Mitigation Air Quality (CMAQ) program of projects.

Minor Amendment No. 5 modifies the CMAQ program of projects with the addition of available CMAQ funding (see FY04/05 REVISED CMAQ Estimate) to cover project cost increases experienced by local sponsors. The additional CMAQ funding is within 20% of the total project cost, therefore, a minor amendment can be utilized.

Project	Additional FY04/05 CMAQ funds	FY04/05 CMAQ programmed	New CMAQ Total
Merced Bellevue & G St. signal	\$54,000	\$250,527	\$304,527
Los Banos Bike Trail	\$27,000	\$135,000	\$162,000
Los Banos Bike Bridge <i>* No ROW needed, all funding in Const.</i>	\$32,600	\$163,000	\$195,600
Merced Co. Hwy 165 & Bloss signal	\$34,600	\$173,500	\$208,100
Total	\$148,200		

Minor FTIP amendments may be forwarded for expedited approval by the Governor and included in California Federal Statewide FTIP (FSTIP). The California Department of Transportation (Caltrans) has delegated approval authority from the Governor. Minor amendments accepted by Caltrans' are concurrently approved the Federal Highway

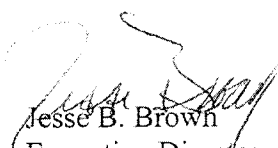
Administration (FHWA) and the Federal Transit Administration (FTA) for inclusion in the FSTIP.

The following is applicable to Minor Amendment No.5 programming changes:

- 1) Have been modified in CTIPS; and
- 2) Are exempt from air quality conformity analysis (40 CFR 93.126, Table 2 & 3 Exempt Projects); and
- 3) Conform to the fiscal constraint of the FTIP; and
- 4) Conform to the State Implementation Plan (SIP) for air quality; and
- 5) Do not adversely affect the timely implementation of Transportation Control Measures (TCMS); and
- 6) Involves a public involvement process.

Amendment No. 5 project changes will allow MCAG to obligate 100% of the FY04/05 distributed apportionment and OA in this fiscal year.

MCAG formally requests that Caltrans expedite state approval of Minor Amendment No. 5 to the 2004 FTIP. If you have any questions regarding this amendment, contact Terri Lewis of my staff at (209) 723-3153 ext. 307.



Jesse B. Brown
Executive Director

Enclosures: Resolution No. 2005/04-28-04
CTIPS project pages
FTIP Financial Summary

cc:

Cari Anderson Consulting
Ken Baxter – Caltrans District 10, Division of Planning
Mike Brady, Caltrans HQ
Air Quality Specialist, Caltrans District 6
Doug Ito, California Air Resources Board
Tom Jordan, San Joaquin Valley Air Pollution Control District
Leigh Levine, Federal Highway Administration
Ted Matley, Federal Transit Administration
Jean Mazur, Federal Highway Administration
Karina O’Conner, Environmental Protection Agency-Region 9
Jane Perez, Caltrans District 10 Regional Planning
Pat Robledo, Caltrans District 10, DLAE
Bob Swensen, Caltrans Division of Programming
SJ COG Directors

Merced County Association of Governments - Federal Transportation Improvement Program

(Dollars in Thousands)

Local Highway System

DIST: 10	COUNTY: Merced County	TITLE (DESCRIPTION): Merced Signal @ Bellevue and G Street (Merced Signal @ Bellevue and G Street Signalization of Bellevue and G Street and widening the intersection for left turn phasing and channelization.)	MPO Aprv: / /
ROUTE: BEL	PM:		State Aprv: / /
PPNO:	KP:		Federal Aprv: / /
EA:	MPO ID: ME003		
CTIPS ID: 205-0000-0020			
IMPLEMENTING AGENCY: Merced, City of		PRJ MGR: THERESA MCINTIRE	EPA TABLE II or III EXEMPT CATEGORY: Intersection signalization projects.
		PHONE: (209) 385-6898	

PROJECT VERSION HISTORY (Printed Version is Shaded)

Version	Status	Official Date	Updated By	Change Reason	Amend No.	Dollars in Thousands - Total For Project			
						Prog Con	Prog RW	PE	
5	Active	03/30/2005	TLEWIS	Amendment - Cost/Scope/Sch. Change	5	306		59	
4	Official	08/19/2004	TLEWIS	Adoption - Carry Over		245		59	
3	Official	06/17/2004	TLEWIS	Amendment - Cost/Scope/Sch. Change	17	245		59	
2	Official	05/23/2002	TLEWIS	Adoption - Carry Over		245		59	
1	Official	07/20/2000	BSPEARS	Adoption		304			

	PRIOR	04/05	05/06	06/07	07/08	08/09	09/10	BEYOND	TOTAL
• CMAQ - Local Agencies - CMAQ	PE	50							50
• Fund Source 1 of 2	RW								
• Fund Type: Congestion Mitigation	CON	274							274
• Funding Agency: N/A	TOTAL	50	274						324

	PRIOR	04/05	05/06	06/07	07/08	08/09	09/10	BEYOND	TOTAL
• Fund Source 2 of 2	PE	9							9
• Fund Type: City Funds	RW								
• Funding Agency: Merced, City of	CON	32							32
	TOTAL	9	32						41

Project Total	PRIOR	04/05	05/06	06/07	07/08	08/09	09/10	BEYOND	TOTAL
	PE	59							59
	RW								
	CON	306							306
	TOTAL	59	306						365

Comments:

***** Version 5 - 03/30/2005 *****
 Adding 04/05 CMAQ of \$54,000 to cover cost increases.
 ***** Version 4 - 07/21/2004 *****
 ***** Version 3 - 06/28/2004 *****
 CMAQ funds moved to 04/05
 ***** Version 2 - 02/11/2002 *****
 \$6,000 of RIP funds originally programmed in 99/00 have been given an allocation extension and will be spent in 00/01. The \$28,000 of RIP in 00/01 may need a time extension as well. This will be determined as the project progresses.

project carryover into 2002 FTIP
 CMAQ extension granted due to EIR
 r/w delay

Merced County Association of Governments - Federal Transportation Improvement Program

(Dollars in Thousands)

Local Highway System

DIST: 10	COUNTY: Merced County	TITLE (DESCRIPTION): Los Banos Ped/Bike Business Park Trail (Los Banos Ped/Bike Business Park Trail- Class I Continuation of Rail to Trail path from Place Road extending East of Ward Road for 0.8 miles.)	MPO Aprv: / /
ROUTE:	PM:		State Aprv: / /
PPNO:	KP:		Federal Aprv: / /
EA:	MPO ID: LB6		
CTIPS ID: 205-0000-0098			
IMPLEMENTING AGENCY: Los Banos, City of	PRJ MGR: JOE SOUZA		EPA TABLE II or III EXEMPT CATEGORY: Bicycle and pedestrian facilities.
	PHONE: (209) 827-7034		

PROJECT VERSION HISTORY (Printed Version is Shaded)

				Dollars in Thousands - Total For Project			
Version	Status	Official Date	Updated By	Change Reason	Amend No.	Prog Con	Prog RW
4	Active	04/14/2005	TLEWIS	Amendment - Cost/Scope/Sch. Change	5	182	13
3	Official	08/19/2004	TLEWIS	Adoption - Carry Over		135	13
2	Official	06/17/2004	TLEWIS	Amendment - Cost/Scope/Sch. Change	17	135	13
1	Official	05/23/2002	TLEWIS	Adoption - New Project		135	13

	PRIOR	04/05	05/06	06/07	07/08	08/09	09/10	BEYOND	TOTAL
• Fund Source 1 of 2	PE	9							9
• Fund Type: Congestion Mitigation	RW								
• Funding Agency: Merced County Association of Governments	CON	162							162
	TOTAL	9	162						171

	PRIOR	04/05	05/06	06/07	07/08	08/09	09/10	BEYOND	TOTAL
• Fund Source 2 of 2	PE	4							4
• Fund Type: City Funds	RW								
• Funding Agency: Los Banos, City of	CON	20							20
	TOTAL	4	20						24

Project Total	PRIOR	04/05	05/06	06/07	07/08	08/09	09/10	BEYOND	TOTAL
	PE	13							13
	RW								
	CON	182							182
	TOTAL	13	182						195

Comments:

***** Version 4 - 04/14/2005 *****
 #1 technical correction - 2004 FTIP CMAQ is \$135,000 not the \$126,000 shown. #2 3/05 adding \$27,000 (20%) additional CMAQ due to cost increase to base of \$135,000, new CMAQ total \$162,000.
 ***** Version 3 - 07/16/2004 *****
 CMAQ funds moved to 04/05.
 ***** Version 2 - 04/16/2004 *****
 ***** Version 1 - 07/01/2002 *****

Merced County Association of Governments - Federal Transportation Improvement Program

(Dollars in Thousands)

Local Highway System

DIST: 10	COUNTY: Merced County	TITLE (DESCRIPTION):	MPO Aprv: / /
ROUTE: VAR	PM:	Los Banos Pedestrian/Bicycle Bridge Cross (Los Banos Pedestrian/Bicycle Bridge Crossing.	State Aprv: / /
PPNO:	KP:	Purchase and installation of pedestrian/bicycle bridge on Monte Vista Drive.)	Federal Aprv: / /
EA:	MPO ID: LB5		
CTIPS ID: 205-0090-0096			
IMPLEMENTING AGENCY: Los Banos, City of	PRJ MGR: JOE SOUZA		EPA TABLE II or III EXEMPT CATEGORY:
	PHONE: (209) 827-7034		Bicycle and pedestrian facilities.

PROJECT VERSION HISTORY (Printed Version is Shaded)

Version	Status	Official Date	Updated By	Change Reason	Amend No.	Dollars in Thousands - Total For Project				
						Prog Con	Prog RW	PE		
4	Active	05/05/2005	TLEWIS	Amendment - Cost/Scope/Sch. Change	5	211		14		
3	Official	08/19/2004	TLEWIS	Adoption - Carry Over		90	80	14		
2	Official	06/17/2004	TLEWIS	Amendment - Cost/Scope/Sch. Change	17	90	80	14		
1	Official	05/23/2002	TLEWIS	Adoption - New Project		90	80	14		
						PRIOR	04/05	05/06	06/07	07/08
• Fund Source 1 of 2						PE	12			
• Fund Type: Congestion Mitigation						RW				
• Funding Agency: Merced County Association of Governments						CON	184			
						TOTAL	12	184		
									08/09	09/10
									BEYOND	TOTAL
• Fund Source 2 of 2						PE	2			
• Fund Type: City Funds						RW				
• Funding Agency: Los Banos, City of						CON	27			
						TOTAL	2	27		
Project Total						PRIOR	14			
						PE				
						RW				
						CON	211			
						TOTAL	14	211		

Comments:

***** Version 4 - 03/30/2005 *****
 Adding \$32,000 to 04/05 to cover cost increases. No ROW needed.
 ***** Version 3 - 07/16/2004 *****
 CMAQ funds moved to 04/05
 ***** Version 2 - 04/16/2004 *****
 ***** Version 1 - 06/28/2002 *****

Merced County Association of Governments - Federal Transportation Improvement Program

(Dollars in Thousands)

Local Highway System

DIST: 10	COUNTY: Merced County	TITLE (DESCRIPTION):	MPO Aprv: / /
ROUTE: 165	PM:	Signalization of 165 & Bloss (Signalization of 165 & Bloss	State Aprv: / /
PPNO:	KP:	Signalization of Highway 165 and Bloss Ave. intersection. Widen to	Federal Aprv: / /
EA:	MPO ID: C0002	accommodate left turn lanes.)	
CTIPS ID: 205-0000-0014			
IMPLEMENTING AGENCY: Merced County	PRJ MGR: STEVE HAMILTON	EPA TABLE II or III EXEMPT CATEGORY:	
	PHONE: (209) 209-3857	Intersection signalization projects.	

PROJECT VERSION HISTORY (Printed Version is Shaded)

Version	Status	Official Date	Updated By	Change Reason	Amend No.	Dollars in Thousands - Total For Project						
						Prog Con	Prog RW	PE				
6	Active	04/29/2005	TLEWIS	Amendment - Cost/Scope/Sch. Change	5	227		15				
5	Official	08/19/2004	TLEWIS	Adoption - Carry Over		193		15				
4	Official	06/17/2004	TLEWIS	Amendment - Cost/Scope/Sch. Change	17	193		15				
3	Official	02/20/2003	TLEWIS	Amendment - Cost/Scope/Sch. Change	4	193		15				
2	Official	05/23/2002	TLEWIS	Adoption - Carry Over		103		15				
1	Official	07/20/2000	BSPEARS	Adoption		103		14				
CMAQ - Local Agencies - CMAQ												
				PRIOR	04/05	05/06	06/07	07/08	08/09	09/10	BEYOND	TOTAL
• Fund Source 1 of 3			PE	13								13
• Fund Type: Congestion Mitigation			RW									
• Funding Agency: Merced County Association of Governments			CON		190							190
			TOTAL	13	190							203
SHOPP - Collision Reduction - Signs and Lighting Rehabilitation												
				PRIOR	04/05	05/06	06/07	07/08	08/09	09/10	BEYOND	TOTAL
• Fund Source 2 of 3			PE	2								2
• Fund Type: State Cash			RW									
• Funding Agency: Caltrans			CON		12							12
			TOTAL	2	12							14
Fund Source 3 of 3												
				PRIOR	04/05	05/06	06/07	07/08	08/09	09/10	BEYOND	TOTAL
• Fund Type: County Funds			PE									
• Funding Agency: Merced County			RW									
			CON		25							25
			TOTAL		25							25
Project Total												
				PRIOR	04/05	05/06	06/07	07/08	08/09	09/10	BEYOND	TOTAL
			PE	15								15
			RW									
			CON		227							227
			TOTAL	15	227							242

Comments:

***** Version 6 - 04/29/2005 *****
 Added 04/05 CMAQ of \$34,600 for cost increases. total CMAQ programmed (103,500 + \$70,000 + \$34,600) minus obligations (\$2,700 + 5,800 + 161,000) leaves remaining CMAQ available for obligation \$28,600.
 ***** Version 5 - 07/21/2004 *****
 CMAQ funds moved to 04/05
 ***** Version 4 - 04/15/2004 *****
 Merced County requested an additional \$70,000 (\$103,500 + \$70,000 = \$173,500) for increased construction costs, CMAQ Submttee granted increase. Added Merced County Local Road Funds (\$20,000) that had not been included prior.
 ***** Version 3 - 04/21/2003 *****
 ***** Version 2 - 02/11/2002 *****
 Other SHOPP funds will also be used
 First CMAQ extension granted 1/02

2004 Federal Transportation Improvement Program

Revenue	2004/05	2005/06	2006/07	TOTAL
Federal Transit Administration Section Funds				
- 3037 Job Access and Reverse Commute Program	\$0	\$0	\$0	\$0
- 5303 Metropolitan Planning Program	\$0	\$0	\$0	\$0
(IV)- 5307 Urbanized Area Formula Program	\$1,489	\$1,561	\$1,489	\$4,539
- 5308 Clean Fuel Formula Program	\$0	\$0	\$0	\$0
- 5309(a) Fixed Guideway Modernization	\$0	\$0	\$0	\$0
- 5309(b) New Starts	\$0	\$0	\$0	\$0
***- 5309(c) Bus Allocation	\$389	\$0	\$0	\$389
- 5310 Elderly & Persons with Disabilities Formula Program	\$0	\$0	\$0	\$0
- 5311 Nonurbanized Area Formula Program	\$160	\$160	\$160	\$480
Local Funds (FHWA revenue is based on apportionments but excluding prior year carryover positive apportionments)				
- Bureau of Indian Affairs	\$0	\$0	\$0	\$0
(V) (IV)- Congestion Mitigation and Air Quality	\$2,490	\$2,976	\$2,591	\$8,057
- Demonstration Pre ISTEA, ISTEA, & TEA21	\$0	\$0	\$0	\$0
- Ferry Boat Discretionary	\$0	\$0	\$0	\$0
- Forest Lands Highways	\$0	\$0	\$0	\$0
- Highway Bridge Replacement and Rehabilitation Program	\$453	\$0	\$539	\$992
- Intelligent Transportation System Program	\$0	\$0	\$0	\$0
(V) (IV)** (***)- Local Funds (transit fares, private funding, local match & TDA)	\$7,403	\$8,087	\$7,042	\$22,532
- Miscellaneous Federal (Emergency Repairs and Seismic)	\$50	\$50	\$3,730	\$3,830
- National Scenic Byways Program	\$0	\$0	\$0	\$0
* - Public Lands Highways	\$1,000	\$0	\$0	\$1,000
- Recreational Trails	\$0	\$0	\$0	\$0
- Surface Transportation Program	\$0	\$0	\$0	\$0
- Surface Transportation Program Enhancement	\$0	\$0	\$0	\$0
** - Surface Transportation Program Hazard Elimination & Safety	\$502	\$0	\$0	\$502
- Surface Transportation Program Railroad Grade Crossing Protection	\$0	\$0	\$0	\$0
- Transportation and Community and System Preservation Pilot Program	\$0	\$0	\$0	\$0
State Highway Account (State & State FHWA Funds)				
- STIP (RIP/IIP/TE)	\$60	\$73,543	\$36,177	\$109,780
- SHOPP (Includes Bradley SHOPP)	\$23,910	\$0	\$51,062	\$74,972
- SHOPP (Minor A - Federal)	\$915	\$0	\$0	\$915
State Only Funds				
- Miscellaneous (RSTP Exchange, State Transit Assistance)	\$2,517	\$2,561	\$2,606	\$7,684
- Traffic Congestion Relief Program	\$0	\$0	\$0	\$0
Total Revenue	\$41,338	\$88,938	\$105,396	\$235,672
* Atwater Federal Penitentiary Access Road Project - Amend #1				
** HBRR and HES lump sums - Amend #2				
***YARTS FY05 FTA-5309 (c) Bus and Bus-Related Allocation - Amend #3				
(IV)FY05 FTA5307 & FY04/05 CMAQ apportionment increases- Amend #4				
(V) Minor Amendment #5				

2004 Federal Transportation Improvement Program

Financial Summary (Revenue vs. Programmed)

Programmed	2004/05	2005/06	2006/07	TOTAL
Federal Transit Administration Section Funds				
- 3037 Job Access and Reverse Commute Program	\$0	\$0	\$0	\$0
- 5303 Metropolitan Planning Program	\$0	\$0	\$0	\$0
(IV)- 5307 Urbanized Area Formula Program	\$1,489	\$1,489	\$1,489	\$4,467
- 5308 Clean Fuel Formula Program	\$0	\$0	\$0	\$0
- 5309(a) Fixed Guideway Modernization	\$0	\$0	\$0	\$0
- 5309(b) New Starts	\$0	\$0	\$0	\$0
*** - 5309(c) Bus Allocation	\$389	\$0	\$0	\$389
- 5310 Elderly & Persons with Disabilities Formula Program	\$0	\$0	\$0	\$0
- 5311 Nonurbanized Area Formula Program	\$160	\$160	\$160	\$480
Local Funds				
- Bureau of Indian Affairs	\$0	\$0	\$0	\$0
(V) (IV)- Congestion Mitigation and Air Quality	\$2,490	\$2,976	\$0	\$5,466
- Demonstration Pre ISTEA, ISTEA, & TEA21	\$0	\$0	\$0	\$0
- Ferry Boat Discretionary	\$0	\$0	\$0	\$0
- Forest Lands Highways	\$0	\$0	\$0	\$0
** - Highway Bridge Replacement and Rehabilitation Program	\$453	\$0	\$539	\$992
- Intelligent Transportation System Program	\$0	\$0	\$0	\$0
(V) (IV) ** (***)- Local Funds (transit fares, private funding, local match & TDA)	\$7,403	\$8,087	\$7,042	\$22,532
- Miscellaneous Federal (Emergency Repairs & Seismic)	\$50	\$50	\$3,730	\$3,830
- National Scenic Byways Program	\$0	\$0	\$0	\$0
* - Public Lands Highways	\$1,000	\$0	\$0	\$1,000
- Recreational Trails	\$0	\$0	\$0	\$0
- Surface Transportation Program	\$0	\$0	\$0	\$0
- Surface Transportation Program Enhancement	\$0	\$0	\$0	\$0
** - Surface Transportation Program Hazard Elimination & Safety	\$502	\$0	\$0	\$502
- Surface Transportation Program Railroad Grade Crossing Protection	\$0	\$0	\$0	\$0
- Transportation and Community and System Preservation Pilot Program	\$0	\$0	\$0	\$0
State Highway Account Funds (State & State FHWA Funds)				
-STIP (RIP/IIP/TE)	\$60	\$73,543	\$36,177	\$109,780
- SHOPP (Includes Bradley SHOPP)	\$23,910	\$0	\$51,062	\$74,972
- SHOPP (Minor A Federal)	\$915	\$0	\$0	\$915
State Only Funds	\$0	\$0	\$0	\$0
- Miscellaneous (RSTP Exchange, State Transit Assistance)	\$2,517	\$2,561	\$2,606	\$7,684
- Traffic Congestion Relief Program	\$0	\$0	\$0	\$0
Total Programmed	\$41,338	\$88,866	\$102,805	\$233,009
<i>* Atwater Federal Penitentiary Access Road Project - Amend #1</i>				
<i>** HBRR and HES lump sums - Amend #2</i>				
<i>***YARTS FY05 FTA-5309 (c) Bus and Bus-Related Allocation - Amend #3</i>				
<i>(IV)FY05 FTA5307 & FY04/05 CMAQ apportionment increases- Amend #4</i>				
<i>(V) Minor Amendment #5</i>				

RESOLUTION NO. 2005/04-28-04

RESOLUTION OF THE MERCED COUNTY ASSOCIATION OF GOVERNMENTS AMENDING THE 2004 FEDERAL TRANSPORTATION IMPROVEMENT PROGRAM (FTIP) WITH THE ADDITION OF MINOR AMENDMENT NO. 5 BY ADOPTION OF RESOLUTION NO. 2005/04-28-04

WHEREAS, the Merced County Association of Governments (MCAG)) is a designated Regional Transportation Planning Agency (RTPA) and a Metropolitan Planning Organization (MPO), pursuant to State and Federal designation; and

WHEREAS, the MCAG is required to develop, prepare, and modify as needed the 2004 Federal Transportation Improvement Program (FTIP); and

WHEREAS, the 2004 FTIP has been prepared to comply with Federal and State requirements for local projects; and

WHEREAS, the 2004 FTIP contains the MPO certification of the transportation planning process assuring that all federal requirements have been fulfilled; and

WHEREAS, the California Department of Transportation has notified MCAG of a REVISED FY 04/05 ESTIMATED Congestion Mitigation Air Quality (CMAQ) program apportionment that must be programmed and obligated in the year of apportionment or funding becomes inaccessible; and

WHEREAS, the FY 04/05 **CMAQ Program of Projects** has been modified with the reprogramming of new estimated CMAQ funds to currently programmed air quality conformity exempts projects; and

WHEREAS, the 2004 FTIP Financial Summary has been modified and affirms fiscal constraint; and

WHEREAS, the 2004 FTIP program modifications conform to the State Implementation Plan (SIP) for Air Quality and do not adversely affect the timely implementation of Transportation Control Measures (TCMs).

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Merced County Association of Governments Governing Board hereby amends the 2004 Federal Transportation Improvement Program and adopts by Resolution No. 2005/04-28-04 the addition of minor Amendment No. 5 to the CMAQ program of projects adding 20 percent or less to currently programmed FY04/05 air quality conformity exempt projects that have experienced cost increases:

- a. Bellevue and G St. - \$54,000;
 - b. Los Banos Bike Bridge- \$32,600;
 - c. Los Banos Bike Trail - \$27,000;
 - d. Hwy 165 & Bloss - \$34,600;
2. That Merced County Association of Governments does hereby certify that its planning and public involvement processes will be implemented throughout this document in accordance with:
- a. Section 134 of Title 23, USC Section 8 of the Federal Transit Act (49 USC app. 1607) and 23 CFR 450 Subpart C;
 - b. Sections 174 and 176(c) and (d) of the Clean Air Act (42 USC 7504, 7506(c) and (d));
 - c. Title VI of the Civil Rights Act of 1964 and the Title VI Assurances executed by each state under 23 USC 324 and 29 USC 794;
 - d. Section 1003(b) of the Intermodal Surface Transportation Efficiency Act of 1991 (Pub. L. 102-240) regarding the involvement of disadvantaged business enterprises in the FHWA and the FTA funded planning projects Sec.105 (f), Pub. L. 970424, 96 Stat. 2100; 49 CFR Part 23); and
 - e. The provisions of the Americans with Disabilities Act of 1990 (Pub. L. 101-336, 104 Stat. 327, as amended) and USDOT regulations "Transportation for Individuals with Disabilities" (49 CFR Parts 27, 37, and 38);

The foregoing resolution was approved by the Merced County Association of Governments Governing Board on April 28, 2005 by Supervisor O'Banion who moved its adoption, which motion was duly seconded by Supervisor Pedrozo and which was adopted by the following vote:

AYES: Supervisors Crookham, Pedrozo, Kelsey, O'Banion, Nelson, Mayors Amabile, Friesen, Montejano, Council Members Abercrombie, Spriggs
NOES: None

ABSENT: Council Member Oliveira



Jesse B. Brown, Executive Director
Merced County Association of
Governments



Michael Amabile, Chairperson
Merced County Association of
Governments Governing Board